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JUL 10 2006

**FROMMER LAWRENCE & HAUG LLP**

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**FACSIMILE COVER LETTER**

**To:** Commissioner for Patents  
Examiner Justin P. Misleh

**Firm:** U.S. Patent and Trademark Office  
Art Unit 2622

**Facsimile:** (571) 273-8300

**From:** Thomas F. Presson

**Date:** July 10, 2006

**Re:** FLH Ref No.: 450100-02949  
Serial No: 09/768,851

**Number of Pages:** 15  
(including cover page)

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PATENT  
450100-02949IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED**  
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Applicants : Kenichi Sanpei  
 Serial No. : 09/768,851  
 Filed : January 23, 2001  
 For : IMAGE PHOTOGRAPHING APPARATUS AND METHOD  
 RELATING TO A PLURALITY OF SCAN SPEEDS (AS  
 AMENDED)  
 Examiner : Justin P. Mieleh  
 Art Unit : 2622

745 Fifth Avenue  
 New York, NY 10151  
 Tel: 212-588-0800

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below.  
☐ This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Present extra	(6) Rate	(7) Additional Fee
Total claims	20	Minus	** = 20	*0x	\$50 (25)	=\$0
Independent claims	4	Minus	*** = 4	*0x	\$200 (100)	=\$0
Total additional fee for this amendment						\$0

- ☐ This application contains a multiple dependent claim. The required fee of \$360(180) has been previously paid ☐ or is paid herewith ☐.
- ☐ This response is being filed within the \_\_\_ month following the expiration of the term originally set therefor. This is a petition to request a \_\_\_ month extension of time. A check covering the cost of the petition is enclosed.
- ☐ A check in the amount of \$ \_\_\_ is attached, which covers the cost of ☐ additional claims ☐ petition for extension of time.
- ☐ Charge \$ \_\_\_ to Deposit Account No. 50-0320.
- ☒ Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted via facsimile to (571) 273-8300 on July 10, 2006.

Barnet Shindman

(Name of person signing transmittal)



Signature

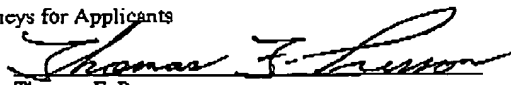
July 10, 2006

Date of Signature

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
 Attorneys for Applicants

By:

  
 Thomas F. Preeson  
 Reg. No. 41,442  
 Tel: 212-588-0800

00382974

U.S. Patent Application No. 09/768,851  
Reply to Office Action dated April 12, 2006

PATENT  
450100-02949

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Art Unit : 2622  
Confirmation No. : 3091

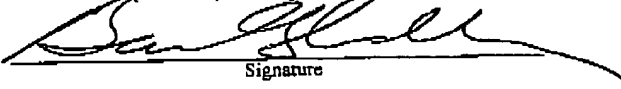
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Burner Shindlman

(Name of person signing transmittal)



Signature

July 10, 2006

Date of Signature

**RESPONSE UNDER 37 C.F.R. § 1.111**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Non-Final Office Action dated April 12, 2006, having a three-month statutory period for response set to expire on July 12, 2006, please consider the following remarks.

U.S. Patent Application No. 09/768,851  
Reply to Office Action dated April 12, 2006

PATENT  
450100-02949

**Listing of the Claims** begins on page 3 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.